

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In re PAYMENT CARD INTERCHANGE :
FEE AND MERCHANT DISCOUNT : MDL No. 1720(JG)(JO)
ANTITRUST LITIGATION :

This Document Relates To:

ALL CLASS ACTIONS.

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**MOTION TO WITHDRAW AS COUNSEL FOR
NATIONAL COMMUNITY PHARMACISTS ASSOCIATION**

K. Craig Wildfang, Thomas J. Undlin, Ryan W. Marth and Robins, Kaplan, Miller & Ciresi L.L.P. (jointly “Robins Kaplan”); H. Laddie Montague, Jr., Merrill G. Davidoff, Bart D. Cohen, Michael J. Kane and Berger & Montague, P.C. (jointly “Berger & Montague”); and Patrick J. Coughlin, Bonny E. Sweeney, David W. Mitchell, Alexandra S. Bernay and Robbins Geller Rudman & Dowd LLP (jointly “Robbins Geller”), and all other attorneys of those firms who have appeared in this litigation—collectively Interim Co-Lead Class Counsel in this matter (“Class Counsel”)—request, leave of Court under Local Civil Rule 1.4 to withdraw as counsel representing Plaintiff National Community Pharmacists Association (“NCPA”).

On July 31, 2012, NCPA informed Co-Lead Counsel that it has decided to reject and oppose the proposed settlement agreement and requested that its name be removed from the Proposed Settlement Agreement § 1(m) (listing participating “Class Plaintiffs”). NCPA has already retained new counsel from Constantine Cannon, who have entered their appearance, to present its objections to the proposed settlement. (See Dkt. ## 1601, 1602). NCPA has consented to Co-Lead Counsel withdrawing as counsel representing NCPA.

For the reasons stated above, Class Counsel respectfully request that the Court grant the motion to withdraw as counsel for the National Community Pharmacists Association.

Dated: August 2, 2012

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